

SENATE BILL No. 352

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7-9-4.

Synopsis: Unsafe premises. Provides that for purposes of the unsafe building law, a tract of real property that does not contain a building or structure is an unsafe premises if the tract is a fire hazard, a hazard to public health, a public nuisance, or dangerous to a person or property.

Effective: July 1, 2005.

Broden

January 11, 2005, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

SENATE BILL No. 352

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 36-7-9-4 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) For purposes of this chapter,
3 a building or structure, or any part of a building or structure, that is:
4 (1) in an impaired structural condition that makes it unsafe to a
5 person or property;
6 (2) a fire hazard;
7 (3) a hazard to the public health;
8 (4) a public nuisance;
9 (5) dangerous to a person or property because of a violation of a
10 statute or ordinance concerning building condition or
11 maintenance; or
12 (6) vacant and not maintained in a manner that would allow
13 human habitation, occupancy, or use under the requirements of a
14 statute or an ordinance;
15 is considered an unsafe building.
16 (b) For purposes of this chapter:
17 (1) an unsafe building; and



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- 1 (2) the tract of real property on which the unsafe building is
2 located;
3 are considered unsafe premises.
4 **(c) For purposes of this chapter, a tract of real property that**
5 **does not contain a building or structure is considered an unsafe**
6 **premises if the tract of real property is:**
7 (1) a fire hazard;
8 (2) a hazard to public health;
9 (3) a public nuisance; or
10 (4) dangerous to a person or property because of a violation
11 of a statute or an ordinance.

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